

preventing any *ex parte* or clerk-based relief. Because the matter has been brought directly to the Court, it would appear that Defendant's motion is largely moot.

3. Defendant has provided no authority for a stay, nor any evidence to support a stay.

4. Plaintiff opposes issuance of a stay, as it would conflict with the relief sought in Doc. 221. Moreover, no writ will be issued without the Court considering and approving same. Defendant has provided no reason why the Court should "stay" consideration whether a writ should issue.

WHEREFORE, PREMISES CONSIDERED, Plaintiff respectfully prays that the Court DENY Defendants' motion, and all such other and further relief, at law or in equity, to which Plaintiff may be justly entitled.

Respectfully submitted,

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By: _____/s/ David J. Lumber_____

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**ATTORNEY FOR PLAINTIFF GUERRA &
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CERTIFICATE OF SERVICE

Pursuant to the Federal Rules of Civil Procedure, a true copy of this instrument has been served via ecf service and or regular U.S. mail on the 1st day of September, 2017, as follows:

_____/s/David J. Lumber_____

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